

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION

FREDERICK BANKS, #05711-068

PETITIONER

VERSUS

CIVIL ACTION NO. 5:09cv158-DCB-MTP

BARACK OBAMA, President;  
ERIC HOLDER, Attorney General;  
BRUCE PEARSON, Warden;  
and HARLEY LAPPIN, Director of the  
Federal Bureau of Prisons

RESPONDENTS

**FINAL JUDGMENT**

This cause is before the court, sua sponte, for consideration of dismissal. Pursuant to the opinion and order issued this day, it is hereby, ORDERED AND ADJUDGED that this cause filed pursuant to 28 U.S.C. § 2241 based on the Convention Against Torture is dismissed with prejudice and to the extent the petitioner is asserting conditions of confinement complaints it is dismissed without prejudice so that the petitioner may present his conditions of confinement claims in the proper manner.

SO ORDERED AND ADJUDGED, this the 21st day of October, 2009.

s/David Bramlette  
UNITED STATES DISTRICT JUDGE